

Serial No. **09/853,044**

Docket No. **CIT/K-0146**

Amendment dated March 13, 2007

Reply to Office Action of December 14, 2006

REMARKS

Entry of the amended claims is proper under 37 C.F.R. §1.116 since the amendments: (1) place the application in condition for allowance (for the reasons discussed herein); (2) do not raise any new issues requiring further search and/or consideration (since the amendments amplify issues previously discussed throughout prosecution without incorporating additional subject matter); (3) satisfy a requirement of form asserted in the previous Office Action; and/or (4) place the application in better form for appeal (if necessary). Entry is thus requested.

By the present response, Applicant has canceled claims 5 and 8 without disclaimer and amended claims 4, 7, 12 and 18 to further clarify the invention. Claims 1-4, 6, 7 and 9-22 are pending in this application. Reconsideration and withdrawal of the outstanding rejections and allowance of the present application are respectfully requested in view of the above amendments and the following remarks.

In the Office Action, claims 4-8 and 12-22 have been rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,014,164 (Woodgate et al.). Claims 1-3 and 9-11 have been allowed.

Allowable Subject Matter

Applicants thank the Examiner for allowing claims 1-3 and 9-11.

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35 U.S.C. § 102 Rejections

Claims 4-8 and 12-22 have been rejected under 35 U.S.C. § 102(e) as being anticipated by Woodgate et al. Claims 5 and 8 have been canceled rendering these rejections moot. Applicants respectfully traverse these rejections as to the remaining pending claims.

Regarding claims 4, 7, 12 and 18, Applicants submit that these claims have been amended with subject matter deemed allowable by the Examiner and, therefore, are patentable over the cited reference at least for these reasons. In the “Allowable Subject Matter” section of the Office Action on page 6, the Examiner states that the prior art of record fails to teach “a detector for tracing movement of an observer head that observes a three-dimensional image, in real time and detecting a position of the observer head; and a compensator, the compensator capable of adjusting a viewing zone of the three-dimensional image that is synthesized from at least three two-dimensional microimages of a scene and compensating distortion of said three-dimensional image by manipulating an aspectogram comprising the at least three two-dimensional microimages of the scene in accordance with a signal input from the detector, wherein the apparatus synthesizes the aspectogram comprising the at least three two-dimensional microimages of the scene and regenerates them in the three-dimensional image of the scene.” Applicants submit that each of claims 4, 7, 12 and 18 include these limitations in various forms and thus, the limitations in the combination of each of these claims contain allowable subject matter and are patentable over the cited reference.

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Regarding claims 6, 13-17 and 19-22, Applicants submit that these claims are dependent on one of independent claims 4, 7, 12 and 18 and, therefore, are patentable at least for the same reasons noted previously regarding these independent claims.

Accordingly, Applicants submit that Woodgate et al. does not disclose or suggest the limitations in the combination of each of claims 4, 6, 7 and 12-22 of the present application. Applicants respectfully request that these rejections be withdrawn and that these claims be allowed.

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CONCLUSION

In view of the foregoing amendments and remarks, Applicants submit that claims 1-4, 6, 7 and 9-22 are now in condition for allowance. Accordingly, early allowance of such claims is respectfully requested. If the Examiner believes that any additional changes would place the application in better condition for allowance, the Examiner is invited to contact the undersigned attorney at the telephone number listed below.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted,
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